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भाग II—खण्ड 3—उपखण्ड (ii)

PART II—Section 3—Sub-section (ii)

अधिकार से प्रकाशित

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इस भाग में निम्न पृष्ठ संख्या दी जाती है जिससे कि यह अलग संकलन के रूप में रखा जा सके।

Separate paging is given to this Part in order that it may be filed as a separate compilation.

MINISTRY OF COMMERCE

NOTIFICATIONS

New Delhi, the 1st September, 1966

3.0. 2673 In exercise of the powers conferred by section 6 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963), and after previous publication as required by rule 11 of the Export (Quality Control and Inspection) Rules, 1964, the Central Government hereby:-

- (1) notifies that the inorganic pigments mentioned in Annexure I to the notification shall be subject to inspection prior to export;
- (2) specifies the type of inspection in accordance with the Export of Inorganic Pigments (Inspection) Rules, 1966, as the type of inspection which would be applied to such inorganic pigments;
- (3) recognises the Indian standards specified against each type of pigments issued by the Indian Standards Institution set out in Annexure II to this notification as the standard specifications for the said pigments;
- (4) prohibits the export, in the course of international trade, of any of the aforesaid inorganic pigments unless the same is either accompanied by a certificate

issued by an agency recognised by the Central Government under section 7 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963), to the effect that the inorganic pigments are export-worthy, or they have affixed or applied to the container thereof, a mark or seal recognised by the Central Government under section 8 of the said Act.

2. Nothing in this notification shall apply to the export by land, sea or air of samples of any such pigments not exceeding 500 gms in weight to prospective buyers.

3. This notification shall come into force on 15th September, 1966.

ANNEXURE - I

1. Zinc Oxide
2. Red Lead
3. White Lead

ANNEXURE - II

- | | |
|---------------|------------------|
| 1. Zinc Oxide | - IS : 35 - 1950 |
| 2. Red Lead | - IS : 57 - 1950 |
| 3. White Lead | - IS : 34 - 1950 |

(No. 60(130) Exp.Insp/65)

S.O. 2674 - In exercise of the powers conferred by section 17 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963), the Central Government hereby makes the following rules, namely :-

1. Short title and commencement - (1) These rules may be called the Export of Inorganic Pigments (Inspection) Rules, 1966. (2) They shall come into force on the 15th September, 1966.

2. Definition - In these rules "inorganic pigment" means any of the pigments specified in the Schedule annexed hereto.

3. Basis of inspection for certification - Inspection of inorganic pigments for purpose of issuing certificate of export-worthiness for export, shall be carried out with a view to seeing that the inorganic pigments conform to the specifications stipulated in the export contract as declared by the exporter.

4. Procedure of inspection - (a) An exporter intending to export any inorganic pigment, not bearing the mark recognised under section 8 of the Export (Quality Control and Inspection) Act, 1963, shall give intimation in writing of his intention so to do and submit along with such intimation a declaration of the specifications, stipulated in the contract relating to such export, to any one of the inspection agencies (hereinafter referred to as the Agency) recognised under section 7 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963), to enable it to carry out the inspection in accordance with rule 3.

(b) In case the specification stipulated in the export contract is in the form of a sample approved by the buyer, the exporter shall submit a declaration accordingly along with the approved sample and its characteristics to the Agency.

(2) Every intimation and declaration of approved sample under sub-rule (1) shall be submitted not less than seven days before the expected date of shipment.

(3) On receipt of the intimation and declaration of the approved sample under sub-rule (2), the Agency shall inspect the consignment of inorganic pigment with a view to seeing that the same conforms to the specifications stipulated in the export contract.

(4) If, after inspection, the Agency is satisfied that the said consignment of inorganic pigment conforms to the specifications stipulated in the export contract, it shall within seven days of the receipt of intimation and declaration under sub-rule (2), issue a certificate to the exporter declaring the consignment to be export-worthy.

(5) Procedure regarding affixation of recognised mark - The provisions of the Indian Standards Institution (Certification Marks) Act, 1952 (36 of 1952), the Indian Standards Institution (Certification Marks) Rules, 1955, and the Indian Standards Institution (Certification Marks) Regulations, 1955 shall so far as may be, apply to the procedure relating to the affixation of recognised mark on inorganic pigment prior to export, denoting conformity to the standard specifications.

6. Place of inspection - Every inspection under these rules shall be carried out either -

(a) at the premises of the manufacturer of such products, or

(b) at the premises at which the goods are offered by the

exporter, provided adequate facilities for the purpose exist therein.

7. Inspection fee - Subject to a minimum of Rs. 50/- for each consignment, a fee at the rate of twenty paise for every one hundred rupees of invoice value of each such consignment of inorganic pigment, shall be paid as inspection fee for inspection under these rules.

8. Appeal - (1) Any person aggrieved by the refusal of the Agency to issue a certificate under sub-rule (4) of rule 4 may, within ten days of receipt of communication of such refusal by him, prefer an appeal to a panel of experts, consisting of not less than three persons, appointed for the purpose by the Central Government.

(2) The decision of the panel on such appeal shall be final.

THE SCHEDULE

(See rule 2)

1. Zinc Oxide
2. Red Lead
3. White Lead

(No. 60 (130) Exp. Insp/65)

3.0. 2675 - In exercise of the powers conferred by section 8 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963) and after previous publication as required by sub-rule (2) of rule 11 of the Export (Quality Control and Inspection) Rules, 1964, the Central Government hereby recognises the Indian Standards Institution Certification Mark with respect to inorganic pigment for the purpose of denoting that where the container of any inorganic pigment is affixed with such mark, it shall be deemed to be in conformity with the standard specification applicable thereto under clause (c) of section 6 of the said Act.

Explanation - "Inorganic Pigment", for the purpose of this notification, shall mean (a) zinc oxide, (b) red lead and (c) white lead.

(No. 60 (130) Exp. Insp/65)

S.O. 2676 -In exercise of the powers conferred by section 7 of the Export (Quality Control and Inspection) Act, 1963 (22 of 1963), the Central Government hereby recognises -

The Export Inspection Agency, Cochin,
The Export Inspection Agency, Madras,
The Export Inspection Agency, Calcutta,
The Export Inspection Agency, Bombay, and
The Export Inspection Agency, Delhi

as the agencies for the inspection of inorganic pigments specified in Schedule II annexed to the Notification of the Government of India in the Ministry of Commerce No. S.O.1682 dated the 1st June, 1966 and directs that the following amendment shall be made in the aforesaid notification, namely :-

In the said notification, in Schedule I, after Serial No. 11 and the entry relating thereto, the following Serial Numbers and entries shall be inserted, namely :-

- "12. The Export Inspection Agency, Cochin
13. The Export Inspection Agency, Madras
14. The Export Inspection Agency, Calcutta
15. The Export Inspection Agency, Bombay
16. The Export Inspection Agency, Delhi."

(No. 60 (130) Exp. Insp/65)

A. C. BANERJEE, Jt. Secy.

